

EXHIBIT 5

From: Watson, Violetta [mailto:Violetta.Watson@wilmerhale.com]
Sent: Monday, November 15, 2010 6:41 PM
To: Pearson, Matthew; Gunther, Jr., Robert J.
Subject: RE: Abbott GmbH v Centocor

Matt,

We have decided it is unnecessary, so we will not be to relying on the argument from the Federal Circuit appeal in our Nov. 19 submission.

Regards,
Violetta

From: Pearson, Matthew [mailto:mpearson@AKINGUMP.com]
Sent: Monday, November 15, 2010 5:02 PM
To: Gunther, Jr., Robert J.
Cc: Watson, Violetta
Subject: FW: Abbott GmbH v Centocor

I apologize. Here is the attachment.

From: Pearson, Matthew
Sent: Monday, November 15, 2010 5:01 PM
To: 'robert.gunther@wilmerhale.com'
Cc: 'Watson, Violetta'
Subject: Abbott GmbH v Centocor

Bob –

Please see the attached correspondence.

Regards,
Matt

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